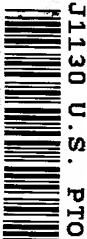


12/06/01



J1130 U.S. PTO

12/10/01

A

Patent
Attorney Docket: 263/092To: Commissioner for Patents
Box Patent Application
Washington, D.C. 20231

NEW APPLICATION TRANSMITTAL - UTILITY

Sir:

Transmitted herewith for filing is a **utility** patent application:**Inventor(s):** Charles E. Prussak, Thomas J. Kipps and Mark J. Cantwell,**Title:** NOVEL CHIMERIC TNF LIGANDS**I. PAPERS ENCLOSED HEREWITH FOR FILING UNDER 37 CFR § 1.53(b):**

- 37 Page(s) of Written Description
10 Page(s) Claims
1 Page(s) Abstract
11 Sheets of Drawings ☒ Informal ☐ Formal

II. ADDITIONAL PAPERS ENCLOSED IN CONNECTION WITH THIS FILING:

- ☐ Declaration
☐ Power of Attorney ☐ Separate ☐ Combined with Declaration
☐ Assignment to _____ and assignment cover sheet
☐ Certified Copy of Priority Document No(s): _____
☐ Information Disclosure Statement w/PTO 1449 ☐ Copy of Citations
☐ Preliminary Amendment
☒ Request and Certification under 35 U.S.C. § 122(b)(2)(B)(i). Applicant must attach form PTO/SB/35
☒ Return Postcard
☐ Other: _____

III. PRIORITY

- ☐ Priority of application Serial No. _____ filed on _____ in _____ is claimed under 35 U.S.C. § 119.

CERTIFICATE OF MAILING
(37 C.F.R. § 1.10)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as 'Express Mail Post Office To Addressee' in an envelope addressed to the Assistant Commissioner for Patents, P.O. Box 2327, Arlington, VA 22202.

EL356083605US

Express Mail Label No.

December 06, 2001

Date of Deposit

Linda Johnson

Name of Person Mailing Paper

Signature of Person Mailing Paper

IV. THE FILING FEE HAS BEEN CALCULATED AS SHOWN BELOW:

<input checked="" type="checkbox"/> Applicant claims small entity status pursuant to 37 CFR § 1.27						
BASIC FILING FEE:						\$740.00
Total Claims	78	-	20	=	58 x \$18.00	\$1,044.00
Independent Claims	11	-	3	=	8 x \$84.00	\$672.00
Multiple Dependent Claims	\$280	(if applicable)			<input checked="" type="checkbox"/>	\$280.00
TOTAL OF ABOVE CALCULATIONS						\$2,736.00
Reduction by ½ for Filing by Small Entity, if applicable, as asserted above. Note 37 CFR §§ 1.9, 1.27, 1.28.						<input checked="" type="checkbox"/> \$1368.00
Misc. Filing Fees (Recordation of Assignment -- \$40)						\$0.00
TOTAL FEES DUE HEREWITH						\$1,368.00

V. METHOD OF PAYMENT OF FEES

- ☐ A check in the amount of ____.
- ☒ Charge Lyon & Lyon's Deposit Account No. **12-2475** in the amount of **\$1,368.00**.
- ☐ This application is being filed without fee or Declaration under 37 CFR § 1.53.

VI. AUTHORIZATION TO CHARGE FEES

The Commissioner is authorized to credit any overpayment and to charge any underpayment to Lyon & Lyon's Deposit Account No. **12-2475** for the following:

- ☒ 37 CFR § 1.16 – (Filing fees and excess claims fees)
- ☒ 37 CFR § 1.17 – (Any application processing fees)
- ☒ 37 CFR § 1.21 – (Assignment recording fees)

VII. CORRESPONDENCE ADDRESS

Please send all correspondence to Customer Number 22249:



22249

PATENT TRADEMARK OFFICE

LYON & LYON LLP
Suite 4700
633 W. Fifth Street
Los Angeles, CA 90071
(213) 489-1600

Please direct all inquiries to Bernard F. Rose, at the above customer number and direct all telephone calls to Bernard F. Rose at (408) 993-1555.

Respectfully submitted,

LYON & LYON LLP

Dated: December 6, 2001

By: _____

Jason W. Wolff
Reg. No. 43,281

**REQUEST AND CERTIFICATION
UNDER
35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor Mark J. Cantwell et al.

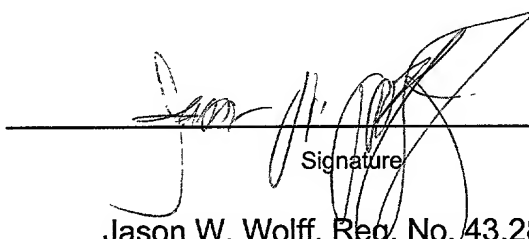
Title Novel Chimeric TNF Ligands

Atty Docket Number 263/092

I hereby certify that the invention disclosed in the attached application **has not and will not be** the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

December 6, 2001

Date


Signature
Jason W. Wolff, Reg. No. 43,281
Typed or printed name

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**